

PORT ST. JOE, FLORIDA

OCTOBER 28, 2008

REGULAR MEETING

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Billy E. Traylor, Commissioners Carmen L. McLemore, Jerry W. Barnes, and Bill Williams. <Commissioner Nathan Peters, Jr. was absent.>

Others present were: County Attorney Tim McFarland, Clerk of Circuit Court Rebecca L. Norris, Clerk Finance Officer Carla Hand, Deputy Clerk Kayla Duke, Chief Administrator Don Butler, Deputy Administrator Lynn Lanier, Planner David Richardson, Solid Waste Director Joe Danford, Emergency Management Director Marshall Nelson, EMS/911 Coordinator Ben Guthrie, Veteran's Service Officer James Kennedy, Major Bobby Plair, and Sheriff Joe Nugent.

Sheriff Joe Nugent called the meeting to order at 6:01 p.m., E.T.

Planner David Richardson opened the meeting with prayer and Chairman Traylor led the Pledge of Allegiance to the Flag.

CONSENT AGENDA

Commissioner Barnes motioned to approve the Consent Agenda. Clerk of Circuit Court Rebecca Norris requested that the Board remove pages 57 and 58 from the Consent Agenda, stating that there was no funding source for those two requests. Deputy Administrator Lynn Lanier requested that the Board replace page 83 in the Consent Agenda, with a corrected invoice (Small County Coalition Invoice County name incorrect). Commissioner Barnes amended his motion to include these requests. Commissioner Williams seconded the motion the following Consent Agenda was approved unanimously.

1. Minutes September 29, 2008 Special Meeting
Minutes September 29, 2008 Budget Hearing
Minutes October 14, 2008 Regular Meeting

2. Agreements EMPG Grant Agreement

3. Board Appointments PRM Board Representative

4. Contracts Change Order No.1 (White City
Bulkhead Project *\$5,400.00)

5. Funding Requests Project Graduation Donation

/Special Projects (\$1000.00)

Howard Creek Volunteer

Fire Department (\$2,993.02) <Item was removed from Consent>

United Way Picnic /Special

Projects <Item was removed from Consent>

6. Invoices

Bay Medical Center H.C.R.A. (#08259

00376 * \$228.40 * to be paid from

Account #51462-31500)

City of Port St. Joe Gulf Beach Sewer

Project (\$110,071.00 * to be paid from

Account #33035-81000)

Florida Department of Revenue

Reimbursement Invoice Unemployment

Benefits (\$596.61 * to be paid from Account

#21111-25000)

G.A.C. Gulf County Road Bond Lake

Grove Road Project/Bid# 0607-11

(Invoice# Retainage \$114,432.00 *

to be paid from Account #40640-53000)

G.A.C. Gulf County Road Bond Lake

Grove Road Project/Bid# 0607-11

(Invoice # 5871 \$9,624.74 * to be paid from

Account #40640-53000)

Manson Construction Erosion Control

Project/Bid# 0607-34 (Pay Request #6

\$2,232,189.56 * to be paid from Account#

43137-31000)

MLD Architects Cape San Blas

Lighthouse Restoration/Bid #0708-19

(Invoice# 3828 * \$9,292.50 * to be paid

from Account #57573-31000)

Preble-Rish, Inc. Cape San Blas Bike

Path Project/Bid# 0607-22 (Invoice #65854

\$9,560.00 * to be paid from Account#

40341-31000)

Preble-Rish, Inc. Route 30A Stormwater
Pipe Crossing (Invoice# 77220 * \$770.00
* to be paid from Account# 26937-31000.)

Restocon Cape San Blas Lighthouse
Restoration/Bid# 0708-19 (\$23,000.00 *
to be paid from Account #57573-62100)

Small County Coalition Invoice for
2008-2009 Fiscal Year (\$3,497.90 * to be
paid from Account #21111-54200)

**7. Records Disposition Telephone/ Fax Call
Records**

Fax Transmission
Activity Reports/Transmittal
Sheets

**8. Resolutions Budget Amendment (unanticipated
grant revenue in the General Fund for
2007-2008 Fiscal Year)(Resolution#
2008-39)**

Budget Amendment (additional cash in
Fiscal Year 2007-2008 in the SHIP fund
and the Tourist Development Fund)
(Resolution# 2008-43)

Budget Amendment (unanticipated
grant revenue in the Tupelo Fire Control
District for 2007-2008 Fiscal Year)
(Resolution# 2008-40)

9. Travel Request Veteran's Service Officer

INFORMATION PACK

Clerk Norris reported, at the request of Tax Collector Shirley Jenkins, that there was a typographical error on page 28 of the information packet, where an amount of \$80 million is listed, it should be \$8million.

REGULAR MEETING RESCHEDULED

Deputy Administrator Lynn Lanier requested the Board's direction concerning the next regular meeting, which falls on the Veteran's Day Holiday, November 11. Commissioner Williams motioned to move the meeting to November 10, 2008 at 9:00 a.m., E.T. Commissioner McLemore seconded the motion and it passed unanimously.

FISCALLY CONSTRAINED COUNTIES/AMENDMENT 1 OFFSET/RESOLUTION 2008-41

Upon recommendation by Deputy Administrator Lanier and request from the Small County Coalition, Commissioner McLemore motioned to adopt a resolution in support of the Florida Association of Counties strategy to request the unfunded portion of the Amendment 1 offset, for fiscally constrained counties. Commissioner Williams seconded the motion and it passed unanimously.

FISCALLY CONSTRAINED COUNTIES/AMENDMENT 1 OFFSET/LETTER TO GOVERNOR CRIST

Upon further recommendation by Deputy Administrator Lanier, Commissioner McLemore motioned to send a letter to Governor Charlie Crist in support of the Florida Association of Counties strategy to request the unfunded portion of the Amendment 1 offset, for fiscally constrained counties. Commissioner Barnes seconded the motion and it passed unanimously.

SHERIFF'S OFFICE/INVENTORY

Upon Deputy Administrator's recommendation, Commissioner Barnes motioned to accept a 2003 Ford Police car from the Sheriff's Office to the Jail, for prisoner transport. Commissioner Williams seconded the motion and it passed unanimously.

INVOICE#2008-40/EASTERN COASTAL CONSTRUCTION, INC./WHITE CITY BOAT RAMP/BID#0708-34

Deputy Administrator Lanier presented Invoice #2008-40, from Eastern Coastal Construction, in the amount of \$11,426.40, to be paid from FBIP funds, for White City Boat Ramp repairs. Commissioner Williams motioned to pay the invoice. Commissioner Barnes seconded the motion and it passed unanimously.

INVOICE#5832/GAC/LAKE GROVE ROAD PROJECT

Deputy Administrator Lanier presented Invoice#5832, from GAC, in the amount of \$252,048.59, to be paid from SCOP funds. Commissioner Williams motioned to pay the invoice. Commissioner McLemore seconded the motion and it passed unanimously.

INVOICE/BAY COUNTY COUNCIL ON AGING/TRANSPORTTION DISADVANTAGED

Deputy Administrator Lanier stated that the Board received a request from the Bay County Council On Aging, for their 2008-2009 funds, which is a \$5,000.00 budgeted item. Commissioner Barnes motioned to release these funds. Commissioner McLemore seconded the motion and it passed unanimously.

ACF STAKEHOLDERS FORUM

Deputy Administrator Lanier informed the Board that the U.S. Institute for Environmental

Conflict Resolution will hold a stakeholders forum in reference to the water resources on the Apalachicola Chattahoochee Flint River Basin. Deputy Administrator Lanier further stated that the meeting will take place on October 31 from 8:30 a.m. to 10:00 a.m., C.T. at Callahan's, 19900 State Road 20 West in Blountstown, Florida, and the public is invited to attend.

BUDGET AMENDMENT/GENERAL FUND/SPECIAL EVENTS

Deputy Administrator Lanier informed the Board that there is \$10,000.00 appropriated for special events, and stated that this money needs to be moved to a different line item. Upon Deputy Administrator Lanier's recommendation, Commissioner McLemore motioned to amend the 2008-09 budget by reducing BOCC/Special Events (21111-83000) by \$10,000.00 and increasing BOCC/Other Current Charges and Obligations (21111-49000), by \$10,000.00. Commissioner Barnes seconded the motion and it passed unanimously.

UNITED WAY PICNIC

Deputy Administrator Lanier discussed page 58, which was pulled from the Consent Agenda, stating that it is a request for funds to hold a picnic on November 10, 2008, to begin the 2009 year of fund raising for the United Way Program. Deputy Administrator Lanier stated that the funds request is for \$1,000.00 to supply food. Commissioner McLemore motioned to approve these funds. Commissioner Williams seconded the motion and it passed unanimously. Deputy Administrator Lanier informed the Board that this will be paid from BOCC/ Other Current Charges and Obligations (21111-49000).

INVOICE#2648-98/RETFERFORD CONTRACTING/WHITE CITY BOAT RAMP DOCK REPAIRS/BID#0708-28

Deputy Administrator Lanier presented Invoice# 2648-98 from Retherford Contracting, in the amount of \$5,075.00, to be paid from FBIP funds, for the White City Boat Ramp Dock Repair project, contingent upon Building Official Lee Collinsworth's approval. Commissioner Williams motioned to approve the invoice with this contingency. Commissioner Barnes seconded the motion and it passed unanimously.

INVOICES/PREBLE-RISH/FIVE POINTS LANDFILL

Solid Waste Director Joe Danford presented two Invoices for approval from Preble-Rish, Inc. for Five Points Landfill expenditures. He further stated that he is expecting one more invoice from Preble-Rish, and the total of all invoices will be \$3,000.00. Commissioner Williams motioned to approve payment of all three invoices. Commissioner Barnes seconded the motion and it passed unanimously.

FEMA REIMBURSEMENTS/HURRICANE GUSTAV

Emergency Management Director Marshall Nelson informed the Board that Gulf County will be eligible for FEMA reimbursements for damages received due to Hurricane Gustav. He further stated that Gulf County might also be eligible for FEMA funds due to Hurricane Ike.

EMERGENCY MANAGEMENT/PUBLIC ASSISTANCE FUNDING AGREEMENT/TROPICAL STORM FAY

Emergency Management Director Nelson requested the Board's approval of a Public Assistance Funding Agreement for Tropical Storm Fay. Commissioner McLemore motioned to approve the agreement. Commissioner Barnes seconded the motion and it

passed unanimously.

CAPITAL IMPROVEMENT SCHEDULE

Planner David Richardson informed the Board that the Capital Improvement Schedule will be available for the Board's final review at the next regular meeting.

S.H.I.P.

County Attorney Tim McFarland informed the Board that there has been approximately one S.H.I.P. foreclosure per week due to the foreclosure crisis.

BID#0708-38/LAWSUIT

County Attorney McFarland informed the Board that William's Communication is filing a lawsuit with the County concerning the award of Bid# 0708-38 to Precision Communication.

STUMPHOLE/ROCK REVETMENT PROJECT

Chief Administrator Don Butler presented a map of the Stumphole revetment project, projecting a cost of \$4,532.00 per foot of the 525 feet of revetment. Chairman Traylor stated that he spoke with Jason Alderman, and Secretary Kelly of FDOT, and they are working to find additional funds for this project. EM Director Nelson discussed the possibility of using FEMA money for this project. Chief Administrator Butler recommended that the Board apply for mitigation funds for the Revetment Project.

BILLY JOE RISH PARK PROPERTY/EMERGENCY SERVICES/FIRE STATION/RESOLUTION #2008-44

Chief Administrator Butler informed the Board that the Billy Joe Rish Park property was donated to the State of Florida by the Bureau of Land Management, dedicated for recreational use. He further stated that, according to DEP, an amendment process to the land patent would be needed to be able to use the property for Emergency Services/Fire Station and beach access. Chief Administrator Butler further discussed that the Board would have to work with the U.S. Fish and Wildlife Commission to protect the wildlife on the Cape. Chief Administrator Butler stated that DEP will have to confirm that these changes will have a net positive benefit. Upon recommendation by Chief Administrator Butler, Commissioner Barnes motioned to adopt a resolution requesting an amendment to the land patent at Billy Joe Rish State Park. Commissioner Williams seconded the motion and it passed unanimously.

BID#0809-01/WEEKEND PARK CLEANUP

Chief Administrator Butler recommended that the Board award Bid #0809-01, for the Weekend Park Cleanup to the low bidder, Ray Dickens, at \$350.00 per week. Commissioner McLemore motioned to do so. Commissioner Williams seconded for discussion. Commissioner Barnes stated that he has no objection, as long as the chart with the list of duties is completed. Commissioner Williams requested that Charlie Brake approach the Board. Mr. Brake approached the Board and discussed the possibility of splitting this job between the North and South Gulf County parks. Mr. Brake stated that it seems the North Gulf County parks are often maintained better than those on the South. Commissioner McLemore stated that the reason for this is because he has his inmate crews clean up the parks throughout the week. Commissioner Williams discussed the benefits of splitting the job between the North and South end parks. County Attorney

McFarland informed the Board that at this point the bid must be rewarded to someone, or the Board can choose to reject all bids and rebid the project. County Attorney McFarland further informed the Board that the current contract the County has for cleanup at the parks is expired. Upon Commissioner Williams' inquiry, County Attorney McFarland stated that the contract is for one year. Deputy Administrator Lanier stated that the contract limit was changed to three years. County Attorney McFarland suggested tabling this bid until the Board can look at the bid specifications. Commissioner Williams withdrew his second. Commissioner McLemore withdrew his motion, and the Board directed Deputy Administrator Lanier to locate the bid specs.

UNION CONTRACT

Chief Administrator Butler informed the Board that the Union Contract is ready for adoption by the Board. Commissioner McLemore motioned to do so. Commissioner Barnes seconded the motion and it passed unanimously.

POSSIBLE DMV DRIVER'S LICENSE OFFICE CLOSING

Chief Administrator Butler advised the Board of the possibility of the State closing the DMV Driver's License Office. Chairman Traylor directed Chief Administrator Butler to ask Tax Collector Shirley Jenkins to consider taking over this function.

BID# 0809-01/WEEKEND PARK CLEANUP

County Attorney McFarland informed the Board that there is no three year stipulation in the contract for Weekend Park Cleanup and the Board can award it for any time frame they desire. Commissioner McLemore motioned to award the bid to Ray Dickens. Commissioner Williams seconded for discussion, and suggested that the contract be awarded for a 6 month term. Commissioner McLemore amended his motion to include this and there being no objection, the motion passed unanimously.

GARBAGE COMMITTEE

Commissioner McLemore motioned to appoint Sharon Griffith to the Garbage Committee. Commissioner Williams seconded for discussion, and requested that Commissioner McLemore amend his motion to include Ronald Pickett as well. Commissioner McLemore amended his motion and there being no objection, the motion passed unanimously.

EDC

Commissioner McLemore expressed his unhappiness concerning the EDC's progress in bringing jobs to the County, stating that recently a local resident, who submitted a resume', was declined an interview by the EDC and a non local was hired. Chairman Traylor stated that he would like an explanation from the EDC as to why a local wasn't allowed an interview. Chairman Traylor requested that EDC members Ralph Rish and Andrew Rowell approach the Board. Mr. Rish informed the Board that one of the positions Commissioner McLemore referenced was given to a local, but the other position was given in a meeting where he was not present and he voiced his displeasure about hiring a non local to the EDC. Mr. Rish stated that the local resident had an impressive resume and deserved an interview. Commissioner Williams discussed the possibility of requiring employees to live in Gulf County.

TDC BOARD

Commissioner Barnes motioned to appoint Steve Newman to the TDC, in Julia Cunningham's place. Commissioner Williams seconded the motion and it passed unanimously.

COMMITTEE POLICY

Commissioner Barnes motioned to adopt a policy that will not allow citizen appointees to serve on more than one County committee at a time. Commissioner McLemore seconded the motion and it passed unanimously.

STATE AND AGENCY COST SHIFT

Commissioner Williams discussed current costs for Skilled Nursing Facility Resident/Medicaid and possible cost shifting. He further cautioned the Board to be cognizant of the fact that as the State continues to roll back their budget, it may result in agency shifts that ultimately may be passed down as unfunded mandates to the County.

BEACHES SEWER PROJECT PHASE III/BEACON HILL PARK

Commissioner Williams discussed the Interlocal with the City of Port St. Joe, for all three phases of the Beaches Sewer Project. He expressed his concern that the City has not made any progress toward Phase III of the project, which is the Beacon Hill Park phase. Commissioner Williams motioned for the Board to move forward with the engineering at Beacon Hill Park. Commissioner McLemore seconded the motion. Clerk Norris cautioned the Board about spending money they might not be able to recover and obligating themselves to the Engineering firm, who may not be contracted with the County, but with the City. Commissioner McLemore withdrew his second. County Attorney Tim McFarland confirmed that this was a City project. Commissioner McLemore motioned to formally request the City of Port St. Joe to proceed with the engineering at Beacon Hill Park, Phase III of the Beaches Sewer project. Commissioner Williams seconded the motion and it passed unanimously.

UNITED WAY REPRESENTATIVE

United Way Representative Bill Bird thanked the Board on behalf of United Way for their support.

PUBLIC DISCUSSION

Ralph Smith, of Overstreet, approached the Board and expressed his appreciation for their service. Mr. Smith asked the Board to consider future support for a bike path along CR 386.

PAWS IN PRISON/UTOPIA PROGRAM

Humane Society employee Sandy Christy approached the Board and discussed the "Paws in Prison" or "Utopia" program, which allows prisoners to train dogs, which ultimately makes them better candidates for adoption. Ms. Christy further stated that this program has been very successful in Taylor, Bay, and Wakulla County, and a benefit to the prisoners, as well as the dogs. Chairman Traylor approached Warden Randy Tift about implementing this program, and Warden Tift expressed his interest. Commissioner Barnes motioned to send a letter from the County, requesting that Gulf Correctional Institute participate in the Paws in Prison/Utopia Program with the County and the Humane Society. Commissioner McLemore seconded the motion and it passed unanimously.

There being no further discussion and upon motion by Commissioner McLemore, the meeting did then adjourn at 7:29 p.m., E.T.

BILLY E. TRAYLOR
CHAIRMAN

ATTEST:

REBECCA L. NORRIS
CLERK